

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ABBY USA SOFTWARE HOUSE, INC,

Plaintiff,

No. C 08-01035 JSW

v.

NUANCE COMMUNICATIONS INC,

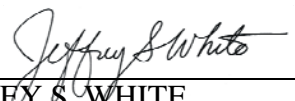
**ORDER VACATING HEARING**

Defendant.

Pursuant to Civil Local Rule 7-1(b), the Court finds that the motion to dismiss which has been noticed for hearing on Friday, October 3, 2008 at 9:00 a.m., is appropriate for decision without oral argument. Accordingly, the hearing date is hereby VACATED. The motion will be taken under submission and decided on the papers.

**IT IS SO ORDERED.**

Dated: September 30, 2008

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE